

1970

c 79 Constitutional Questions Act

Ontario

© Queen's Printer for Ontario, 1970

Follow this and additional works at: <http://digitalcommons.osgoode.yorku.ca/rso>

Bibliographic Citation

Constitutional Questions Act, RSO 1970, c 79

Repository Citation

Ontario (1970) "c 79 Constitutional Questions Act," *Ontario: Revised Statutes*: Vol. 1970: Iss. 1, Article 82.

Available at: <http://digitalcommons.osgoode.yorku.ca/rso/vol1970/iss1/82>

This Statutes is brought to you for free and open access by the Statutes at Osgoode Digital Commons. It has been accepted for inclusion in Ontario: Revised Statutes by an authorized administrator of Osgoode Digital Commons.

CHAPTER 79

The Constitutional Questions Act

- 1.** The Lieutenant Governor in Council may refer to the Court of Appeal or to a judge of the Supreme Court for hearing and consideration any matter that he thinks fit, and the court or judge shall thereupon hear and consider the matter so referred. R.S.O. 1960, c. 64, s. 1. Reference to court authorized
- 2.** The court or judge shall certify to the Lieutenant Governor in Council its or his opinion on the matter referred, accompanied by a statement of the reasons therefor, and, in the case of a reference to the Court of Appeal, any judge who differs from the opinion may in like manner certify his opinion and his reasons. R.S.O. 1960, c. 64, s. 2. Court to certify opinion
- 3.** Where the matter relates to the constitutional validity of an Act of the Legislature or a provision thereof, the Attorney General for Canada shall be notified of the hearing in order that he may be heard if he sees fit. R.S.O. 1960, c. 64, s. 3. Notice to Attorney General for Canada
- 4.** The court or judge may direct that any person interested, or, where there is a class of persons interested, any one or more persons as representatives of the class, be notified of the hearing, and such persons are entitled to be heard. R.S.O. 1960, c. 64, s. 4. Notice to persons interested
- 5.** Where an interest affected is not represented by counsel, the court or judge may request counsel to argue the case in such interest, and the reasonable expenses thereof shall be paid by the Treasurer of Ontario out of any money appropriated by the Legislature and applicable for that purpose. R.S.O. 1960, c. 64, s. 5. Appointment of counsel
- 6.** The opinion of the court shall be deemed a judgment of the court, and an appeal lies therefrom as from a judgment in an action. R.S.O. 1960, c. 64, s. 6, *part, amended*. Appeal
- 7.** Where an appeal is had to the Court of Appeal, sections 2 to 6 apply as if the original reference had been to the Court of Appeal. R.S.O. 1960, c. 64, s. 6, *part, amended*. Enactments applicable to appeals
-

